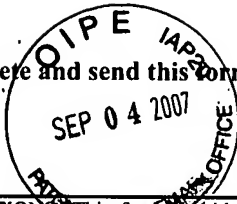


## PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** Mail Stop ISSUE FEE  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 or **Fax** (571)-273-2885



INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

7590 06/01/2007

Daniel E. Ovanezian  
 Blakely, Sokoloff, Taylor & Zafman, LLP  
 12400 Wilshire Blvd., 7th Floor  
 Los Angeles, CA 90025

09/05/2007 SFELEKE2 00000055 10027792

01 FC:1501 1400.00 DP  
 02 FC:1504 300.00 DP

### Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

|                    |                    |
|--------------------|--------------------|
| JUANITA BRISCOE    | (Depositor's name) |
| <i>[Signature]</i> | (Signature)        |
| 8/30/07            | (Date)             |

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 10/027,792      | 12/20/2001  | John R. Adler        | 1010497-991130      | 2683             |

TITLE OF INVENTION: ANCHORED FIDUCIAL APPARATUS AND METHOD

| APPLN. TYPE    | SMALL ENTITY | ISSUE FEE DUE | PUBLICATION FEE DUE | PREV. PAID ISSUE FEE | TOTAL FEE(S) DUE | DATE DUE   |
|----------------|--------------|---------------|---------------------|----------------------|------------------|------------|
| nonprovisional | NO           | \$1400        | \$300               | \$0                  | \$1700           | 09/04/2007 |

| EXAMINER          | ART UNIT | CLASS-SUBCLASS |
|-------------------|----------|----------------|
| MEHTA, PARIKHA S. | 3737     | 600-429000     |

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
- ☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
- (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

BLAKELY SOKOLOFF

<sup>1</sup> TAYLOR & ZAFMAN LLP

<sup>2</sup> \_\_\_\_\_

<sup>3</sup> \_\_\_\_\_

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

ACCURAY INCORPORATED

SUNNYVALE, CALIFORNIA

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are submitted:

- ☒ Issue Fee
- ☒ Publication Fee (No small entity discount permitted)
- ☐ Advance Order - # of Copies \_\_\_\_\_

4b. Payment of Fee(s): (Please first reapply any previously paid issue fee shown above)

- ☒ A check is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number 02-2666 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.
- ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature *[Signature]*

Date 8/30/07

Typed or printed name DANIEL E. OVANEZIAN

Registration No. 41,236

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.



### FEE TRANSMITTAL FOR FY 2007

(Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

TOTAL AMOUNT OF PAYMENT (\$) \$1,700.00

**Complete if Known:**

Application No. 10/027,792  
Filing Date 12/20/01  
First Named Inventor John R. Adler  
Examiner Name Mehta, Parikha S.  
Art Unit 3737  
Attorney Docket No. 007291.P038

Applicant claims small entity status. See 37 CFR 1.27.

**METHOD OF PAYMENT** (check all that apply)

- ☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify)
- ☒ Deposit Account  
Deposit Account Number : 02-2666  
Deposit Account Name: \_\_\_\_\_
- ☒ The Director is Authorized to do the following with respect to the above-identified Deposit Account:
- ☐ Charge fee(s) indicated below.
  - ☒ Charge any additional fee(s) or underpayment of fee(s) during the pendency of this application.
  - ☐ Charge fee(s) indicated below except for the filing fee
  - ☒ Credit any overpayments.
  - ☒ Any concurrent or future reply that requires a petition for extension of time should be treated as incorporating an appropriate petition for extension of time and all required fees should be charged.

Warning: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**FEE CALCULATION**

**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

| Large Entity    |          | Small Entity |          | Fee Description                    |             | Fees Paid (\$) |
|-----------------|----------|--------------|----------|------------------------------------|-------------|----------------|
| Code            | Fee (\$) | Code         | Fee (\$) |                                    |             |                |
| 1011            | 300      | 2011         | 150      | Utility application filing fee     | } 1,000/500 | _____          |
| 1111            | 500      | 2111         | 250      | Utility search fee                 |             | _____          |
| 1311            | 200      | 2311         | 100      | Utility examination fee            |             | _____          |
| 1012            | 200      | 2012         | 100      | Design application filing fee      | } 430/215   | _____          |
| 1112            | 100      | 2112         | 50       | Design search fee                  |             | _____          |
| 1312            | 130      | 2312         | 65       | Design examination fee             |             | _____          |
| 1013            | 200      | 2013         | 100      | Plant filing fee                   | } 660/330   | _____          |
| 1113            | 300      | 2113         | 150      | Plant search fee                   |             | _____          |
| 1313            | 160      | 2313         | 80       | Plant examination fee              |             | _____          |
| 1004            | 300      | 2004         | 150      | Reissue filing fee                 | } 1,400/700 | _____          |
| 1114            | 500      | 2114         | 250      | Reissue search fee                 |             | _____          |
| 1314            | 600      | 2314         | 300      | Reissue examination fee            |             | _____          |
| 1005            | 200      | 2005         | 100      | Provisional application filing fee |             | _____          |
| SUBTOTAL (1) \$ |          |              |          |                                    |             | _____          |

**2. EXCESS CLAIM FEES****Fee Description****Large Entity      Small Entity****Fee      Fee      Fee      Fee****Code      (\$)      Code      (\$)      Fee Description**

1202      50      2202      25      Each claim over 20

1201      200      2201      100      Each independent claim over 3

1203      360      2203      180      Multiple dependent claims, if not paid

1204      200      2204      100      Reissue: each claim over 20 and more than in the original patent

1205      50      2205      25      Reissue: each independent claim more than in the original patent

**Extra Claims****Fee****Fees Paid (\$)****Total Claims** \_\_\_\_\_ **- 20 or HP =** \_\_\_\_\_

HP = highest number of total claims paid for, if greater than 20

X \_\_\_\_\_ = \_\_\_\_\_

**Independent Claims** \_\_\_\_\_ **- 3 or HP =** \_\_\_\_\_

HP = highest number of independent claims paid for, if greater than 3

X \_\_\_\_\_ = \_\_\_\_\_

**Multiple Dependent Claims** \_\_\_\_\_ = \_\_\_\_\_**SUBTOTAL (2) \$** \_\_\_\_\_**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 C.F.R. 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

**Total Sheets****Extra Sheets****Number of each additional  
50 or fraction thereof****Fee from  
below****Fees paid (\$)**\_\_\_\_\_ **- 100 =** \_\_\_\_\_ **/ 50 =** \_\_\_\_\_ (round up to whole number) X \$ \_\_\_\_\_**Large Entity****Small Entity****Fee      Fee      Fee      Fee****Code      (\$)      Code      (\$)      Fee Description:**

1081      250      2081      125      Application size fee for each additional group of 50 sheets

1082      250      2082      125      beyond initial 100 sheets (count spec &amp; drawings except sequences &amp; program listings):

1083      250      2083      125      Utility

1084      250      2084      125      Design

1084      250      2084      125      Plant

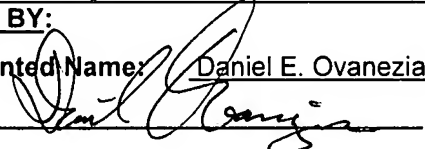
1084      250      2084      125      Reissue

**SUBTOTAL (3) \$** \_\_\_\_\_

**FEE CALCULATION (continued)****4. OTHER FEE(S)**

|   |            |                     |            |  | <u>Fees Paid (\$)</u> |
|---|------------|---------------------|------------|--|-----------------------|
| Non-English Specification, \$130 fee (no small entity discount) |            |                     |            |  |                       |
| <u>Large Entity</u>   |            | <u>Small Entity</u> |            |  |                       |
| <u>Fee</u>  | <u>Fee</u> | <u>Fee</u>          | <u>Fee</u> | <u>Fee Description</u>   |                       |
| <u>Code</u>   | <u>(%)</u> | <u>Code</u>         | <u>(%)</u> |  |                       |
| 1051  | 130        | 2051                | 65         | Surcharge - late filing fee or oath  |                       |
| 1052  | 50         | 2052                | 25         | Surcharge - late provisional filing fee or cover sheet                     |                       |
| 1053  | 130        | 1053                | 130        | Non-English specification  |                       |
| 1812  | 2,520      | 1812                | 2,520      | For filing a request for ex parte reexamination                            |                       |
| 1813  | 8,800      | 1813                | 8,800      | Request for inter parties reexamination                                    |                       |
| 1804  | 920*       | 1804                | 920*       | Requesting publication of SIR prior to Examiner action                     |                       |
| 1805  | 1,840*     | 1805                | 1,840*     | Requesting publication of SIR after Examiner action                        |                       |
| 1251  | 120        | 2251                | 60         | Extension for reply within first month                                     |                       |
| 1252  | 450        | 2252                | 225        | Extension for reply within second month                                    |                       |
| 1253  | 1,020      | 2253                | 510        | Extension for reply within third month                                     |                       |
| 1254  | 1,590      | 2254                | 795        | Extension for reply within fourth month                                    |                       |
| 1255  | 2,160      | 2255                | 1,080      | Extension for reply within fifth month                                     |                       |
| 1401  | 500        | 2401                | 250        | Notice of Appeal   |                       |
| 1402  | 500        | 2402                | 250        | Filing a brief in support of an appeal                                     |                       |
| 1403  | 1,000      | 2403                | 500        | Request for oral hearing   |                       |
| 1451  | 1,510      | 1451                | 1,510      | Petition to institute a public use proceeding                              |                       |
| 1452  | 500        | 2452                | 250        | Petition to revive - unavoidable   |                       |
| 1453  | 1,500      | 2453                | 750        | Petition to revive - unintentional   |                       |
| 1501  | 1,400      | 2501                | 700        | Utility issue fee (or reissue)   | <u>\$1400</u>         |
| 1502  | 800        | 2502                | 400        | Design issue fee   |                       |
| 1503  | 1100       | 2503                | 550        | Plant issue fee  |                       |
| 1462  | 400        | 1462                | 400        | Petitions to the Commissioner (CFR 1.17(f) Group I)                        |                       |
| 1463  | 200        | 1463                | 200        | Petitions to the Commissioner (CFR 1.17(g) Group II)                       |                       |
| 1464  | 130        | 1464                | 130        | Petitions to the Commissioner (CFR 1.17(h) Group III)                      |                       |
| 1807  | 50         | 1807                | 50         | Processing fee under 37 CFR 1.17(q)  |                       |
| 1806  | 180        | 1806                | 180        | Submission of Information Disclosure Stmt                                  |                       |
| 8021  | 40         | 8021                | 40         | Recording each patent assignment per property (times number of properties) |                       |
| 1809  | 790        | 2809                | 395        | For filing a submission after final rejection (see 37 CFR 1.129(a))        |                       |
| 1814  | 130        | 2814                | 65         | Statutory Disclaimer   |                       |
| 1810  | 790        | 2810                | 395        | For each additional invention to be examined (see 37 CFR 1.129(b))         |                       |
| 1801  | 790        | 2801                | 395        | Request for Continued Examination (RCE)                                    |                       |
| 1802  | 900        | 1802                | 900        | Request for expedited examination of a design application                  |                       |
| 1504  | 300        | 1504                | 300        | Publication fee for early, voluntary, or normal pub.                       | <u>\$300</u>          |
| 1505  | 300        | 1505                | 300        | Publication fee for republication  |                       |
| 1803  | 130        | 1803                | 130        | Request for voluntary publication or republication                         |                       |
| 1808  | 130        | 1808                | 130        | Processing fee under 37 CFR 1.17(i) (except provisionals)                  |                       |
| 1454  | 1,370      | 1454                | 1,370      | Acceptance of unintentionally delayed claim for priority                   |                       |
| Other fee (specify) _____                                       |            |                     |            |  |                       |
| Other fee (specify) _____                                       |            |                     |            |  |                       |
| <b>SUBTOTAL (4)</b>   |            |                     |            |  | <b><u>\$1,700</u></b> |

\*Reduced by Basic Filing Fee Paid

**SUBMITTED BY:**Typed or Printed Name: Daniel E. OvanezianSignature: Date: 8/30/07Reg. Number: 41,236Telephone Number: 408-720-8300

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



Docket No. 007291.P038

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of: )  
John R. Adler ) Examiner: Mehta, Parikha S.  
Application No: 10/027,792 )  
Filed: December 20, 2001 ) Art Unit: 3737  
For: ANCHORED FIDUCIAL APPARATUS ) Confirmation No. 2683  
AND METHOD ) Date of NOA: 6/1/07  
\_\_\_\_\_ )

**Payment of Issue Fee (37 C.F.R. § 1.311)**

Mail Stop Issue Fee  
Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

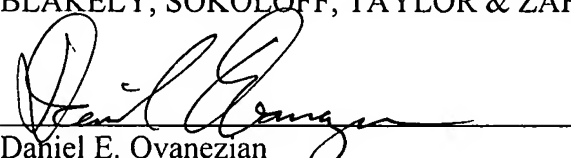
Sir:

Please find enclosed herewith the Issue Fee Transmittal form PTOL-85 for the above-referenced application. Also enclosed is our check in the amount of \$1,700 for payment of the issue fee (\$1,400.00) and publication fee (\$300).

Please charge any shortages or credit any overages to our Deposit Account No. 02-2666.

Respectfully submitted,  
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Date: 8/30/07

  
Daniel E. Ovanezian  
Reg. No. 41,236

1279 Oakmead Parkway  
Sunnyvale, CA 94085-4040  
(408) 720-8300



**FIRST CLASS CERTIFICATE OF MAILING**  
**(37 C.F.R. § 1.8(a))**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to Mail Stop Issue Fee, Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450.

on 8/30/07

Date of Deposit

JUANITA BRISCOE

Name of Person Mailing Correspondence

[Signature]

Signature

8/30/07

Date